

DOCUMENTS UNDER SEAL ☐

DOCUMENT NUMBER:

MAGISTRATE JUDGE MINUTE ORDER	DEPUTY CLERK Ivy Lerma Garcia	REPORTER/FTR FTR 5/2/07 10:02:55-10:12:44
MAGISTRATE JUDGE HON. WAYNE D. BRAZIL	DATE 5/2/07	NEW CASE <input type="checkbox"/> CASE NUMBER 4-07-70256-WDB

APPEARANCES

DEFENDANT FERNANDO OCAMPO-BAJENA	AGE	CUST Yes	P/NP P	ATTORNEY FOR DEFENDANT Hilary Fox	PD. <input checked="" type="checkbox"/> RET. <input type="checkbox"/> APPT. <input type="checkbox"/>
U.S. ATTORNEY Chinhay Coleman	INTERPRETER Haydee Claus (Spanish Int.)	<input type="checkbox"/> FIN. AFET SUBMITTED	<input type="checkbox"/> COUNSEL APPT'D		
PROBATION OFFICER None	PRETRIAL SERVICES OFFICER Amy Berthelsen	DEF ELIGIBLE FOR APPT'D COUNSEL <input type="checkbox"/>	PARTIAL PAYMENT OF CJA FEES <input type="checkbox"/>		

PROCEEDINGS SCHEDULED TO OCCUR - (IF NOT HELD TYPE NH IN TIME FIELD)

<input checked="" type="checkbox"/> INITIAL APPEAR time 10 Mins HELD	<input type="checkbox"/> PRELIM HRG time	<input type="checkbox"/> MOTION time	<input type="checkbox"/> JUGM'T & SENTG time	<input type="checkbox"/> STATUS time
<input type="checkbox"/> I.D. COUNSEL time	<input type="checkbox"/> ARRAIGNMENT time	<input type="checkbox"/> BOND SIGNING time	<input type="checkbox"/> IA REV PROB. or S/R time	<input type="checkbox"/> BAIL REVIEW time
<input type="checkbox"/> DETENTION HRG time	<input type="checkbox"/> ID/REMOVAL HRG time	<input type="checkbox"/> CHANGE PLEA time	<input type="checkbox"/> PROB. REVOC. time	<input type="checkbox"/> SUP REL HRG time

INITIAL APPEARANCE

<input checked="" type="checkbox"/> ADVISED OF RIGHTS 5/2/07	<input checked="" type="checkbox"/> ADVISED OF CHARGES 5/2/07	<input type="checkbox"/> NAME AS CHARGED IS TRUE NAME	<input type="checkbox"/> TRUE NAME: MAY 2 - 2007
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ARRAIGNMENT

<input type="checkbox"/> ARRAIGNED ON INFORMATION	<input type="checkbox"/> ARRAIGNED ON INDICTMENT	<input type="checkbox"/> READING WAIVED SUBSTANCE	<input type="checkbox"/> WAIVER OF RIGHTS CLERK, U.S. DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA OAKLAND
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RELEASE

<input type="checkbox"/> RELEASED ON O/R	<input type="checkbox"/> ISSUED APPEARANCE BOND	AMT OF SECURITY \$	SPECIAL NOTES	<input type="checkbox"/> PASSPORT SURRENDERED DATE:
PROPERTY TO BE POSTED <input type="checkbox"/> CASH \$		CORPORATE SECURITY <input type="checkbox"/>	REAL PROPERTY: <input type="checkbox"/>	
<input checked="" type="checkbox"/> MOTION FOR DETENTION	<input type="checkbox"/> PRETRIAL SERVICES REPORT	<input type="checkbox"/> DETAINED	<input type="checkbox"/> RELEASED	<input type="checkbox"/> DETENTION HEARING AND FORMAL FINDINGS WAIVED
<input checked="" type="checkbox"/> REMANDED TO CUSTODY				

ORDER REMOVED TO THE DISTRICT OF

PLEA

<input type="checkbox"/> CONSENT ENTERED	<input type="checkbox"/> NOT GUILTY	<input type="checkbox"/> GUILTY	GUILTY TO COUNTS: <input type="checkbox"/>
<input type="checkbox"/> PRESENTENCE REPORT ORDERED	<input type="checkbox"/> CHANGE OF PLEA	<input type="checkbox"/> PLEA AGREEMENT FILED	OTHER:

APPOINT**CONTINUANCE**

TO: 5/8/07	<input checked="" type="checkbox"/> I.D. COUNSEL	<input type="checkbox"/> BOND SIGNING	<input type="checkbox"/> STATUS RE: CONSENT	<input type="checkbox"/> STATUS/TRIAL SET
AT: 10:00 a.m.	<input checked="" type="checkbox"/> SUBMIT FINAN. AFFIDAVIT	<input type="checkbox"/> PRELIMINARY HEARING OR	<input type="checkbox"/> CHANGE OF PLEA	<input type="checkbox"/> BAIL REVIEW
BEFORE HON. WAYNE D. BRAZIL	<input checked="" type="checkbox"/> DETENTION HEARING OR STATUS	ARRAIGN- MENT	<input type="checkbox"/> MOTIONS	<input type="checkbox"/> JUDGMENT & SENTENCING
<input type="checkbox"/> TIME WAIVED	<input type="checkbox"/> TIME EXCLUDABLE UNDER 18 § USC 3161	<input type="checkbox"/> IDENTITY/ REMOVAL	<input type="checkbox"/> PRETRIAL CONFERENCE	<input type="checkbox"/> PROB/SUP.REL. REV. HEARING

ADDITIONAL PROCEEDINGS

The Court amended line 1 of Attachment "A" of the Criminal Complaint by adding the words "an alien," after the defendant's name to read as "On or about April 06, 2007 the defendant, Fernando Ocampo-Bajena, an alien, having been previously...." Financial affidavit form given to the def. The govt's atty. provided the Court with a copy of the detainer that was lodged on the def. by ICE (Immigration and Customs Enforcement). The def. will not be interviewed by Pret. Svcs. unless & until AFPD H. Fox notifies Pret. Svcs. Request for discovery made by the Ms Fox to the govt's atty. By no later than end of business on 5/3/07, the govt's atty. must provide the discovery to the def's atty.

cc: WDB's Stats

U.S. Department of Homeland Security
San Francisco District Office
630 Sansome Street.

San Francisco, CA 94111

Immigration Detainer - Notice of Action

RECEIVED

MAY 2 - 2007

File No.

A72 153 463

Date:

MAY 02, 2007

TO: (Name and title of institution) US MARSHALS OAKLAND, CA	From: (INS office address) WAYNE D. BRAZIL U.S. MAGISTRATE JUDGE NORTHERN DISTRICT OF CALIFORNIA U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT 630 SANSOME STREET ROOM 560 SAN FRANCISCO, CA 94111
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Name of alien: **OCAMPO-BAJENA, FERNANDO**

CII: CA 09544303 FBI: 311757MA7

Date of birth: **02/24/1972** Nationality: **MEXICO** Sex: **Male**

You are advised that the action noted below has been taken by the U.S. Immigration and Customs Enforcement concerning the above-named inmate of your institution:

- ☐ Investigation has been initiated to determine whether this person is subject to removal from the United States.
- ☐ A Notice to Appear or other charging document initiating removal proceedings, a copy of which is attached, was served on _____ (Date)
- ☐ A warrant of arrest in removal proceedings, a copy of which is attached, was served on _____ (Date)
- ☒ **Deportation or removal from the United States has been ordered.**

It is requested that you:

Please accept this notice as a detainer. This is for notification purposes only and does not limit your discretion in any decision affecting the offender's classification, work and quarters assignments, or other treatment which he or she would otherwise receive.

- ☐ Federal regulations (8 CFR 287.7) require that you detain the alien for a period not to exceed 48 hours (excluding Saturdays, Sundays and Federal holidays) to provide adequate time for INS to assume custody of the alien. You may notify INS by calling _____ during business hours or _____ after hours in an emergency.

- ☒ **Please complete and sign the bottom block of the duplicate of this form and return it to this office.**

Please return a signed copy via facsimile to **(415) 844-5591**

(Area code and facsimile number)

- ☒ **Notify the nearest DHS/ICE office of the time of release at least 30 days prior to release or as far in advance as possible.**
- ☒ **Notify this office in the event of the inmate's death or transfer to another institution.**
- ☐ Please cancel the detainer previously placed by this Service on _____

Cesar Lopez (D66)
(Signature of INS official)

Deportation Officer
(Title of INS official)

*******RECEIPT ACKNOWLEDGED*******

Date of latest conviction: _____ Latest conviction charge: _____

Estimated release date: _____

SIGNATURE AND TITLE OF OFFICIAL: _____ Form I-247 (Rev. 4-1-97)N